

**Office of Crime Victims Advocacy**  
**2006 Legislative Report**  
*as of February 13, 2006*

***Bills that did not pass out of fiscal committee as of the February 7 cutoff are highlighted in gray.***

Bill Number & Companion	Title	Description	Status & Sponsor
2137 S 5993	<i>Providing additional funding for crime victims' compensation.</i>	Providing additional funding for crime victims' compensation.	<b>Status:</b> House Rules X <b>Sponsor:</b> <i>Sommers</i>
2395 S	<i>Addressing the impact of domestic violence on children.</i>	When DSHS does a child abuse or neglect investigation, there shall be a determination of whether DV was a contributing factor to the alleged abuse. DSHS is required to train investigators and assessments that must include risk posed to the child by the alleged perpetrator of DV. DSHS is to develop a protocol regarding role of all involved. Each county is to develop a protocol for intervening in cases of DV and child abuse.	<b>Status:</b> Senate Human Services & Corrections <b>Sponsor:</b> <i>Dickerson</i>
2407 S	<i>Revising provisions relating to electronic monitoring of sex offenders.</i>	Court shall require sex offenders on community custody to be electronically monitored. The court cannot waive the condition.	<b>Status:</b> House Passed Third Reading <b>Sponsor:</b> <i>Lovick</i>
2408	<i>Modifying the statute of limitations toll for felony sex offenses.</i>	Statute of limitations for sex offenses run from the date of commission or one year from the date the identity of the suspect is conclusively established by DNA testing, whichever is later.	<b>Status:</b> Senate Judiciary <b>Sponsor:</b> <i>O'Brien</i>
2409	<i>Changing the provisions relating to sex and kidnapping offender registration.</i>	Sex offenders registering as new or returning WA residents have 72 hours, rather than 30 days after establishing an address. Offenders without a fixed address report to the county sheriff. Sheriffs shall, not may, require address of past and future seven days stay.	<b>Status:</b> House Passed Third Reading <b>Sponsor:</b> <i>O'Brien</i>
2410 6465	<i>Changing provisions relating to sex offenders.</i>	The possession of depictions of a minor engaged in sexually explicit conduct is now classified as a sex offense.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>O'Brien</i>
2412 S	<i>Changing the penalty provisions for violating the registration statute.</i>	Sex offenders failing to register shall serve a mandatory community custody for the first offense. The second offense is assigned a seriousness level of II.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>O'Brien</i>
2415 S 6182 S	<i>Compensating the victims of uninsured and underinsured motorists.</i>	Compensating victims of uninsured and underinsured motorists.	<b>Status:</b> Senate Financial Institutions, Housing & Consumer Protection <b>Sponsor:</b> <i>Ericks</i>

Bill Number & Companion	Title	Description	Status & Sponsor
2454 6479	<i>Revising the privilege for sexual assault advocates.</i>	Privileged communication of sexual assault advocates and victims is clarified by changing language "by" to "between."	<b>Status:</b> House Passed Third Reading <b>Sponsor:</b> <i>Williams</i>
2481 S	<i>Insuring victims of crimes.</i>	Insuring victims of crime.	<b>Status:</b> Senate Financial Institutions, Housing & Consumer Protection <b>Sponsor:</b> <i>Williams</i>
2492 6405	<i>Imposing additional registration requirements on risk level III offenders.</i>	Offenders required to register and are Level III, must now report in person every 90 days to the sheriff of the county of registration. Failure to report as specified constitutes a per se violation of this section. Anyone who helps an offender not register, fails to report same, is guilty of a class C felony.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>Lovick</i>
2576 S 6478	<i>Creating sexual assault protection orders.</i>	Creates a sexual assault protection order.	<b>Status:</b> Senate Judiciary <b>Sponsor:</b> <i>Williams</i>
2612 6341	<i>Including failure to secure a load in the first degree as a compensable crime under the crime victims' compensation program.</i>	Creates eligibility for CVC benefits for victims injured or killed by a driver in violation of the failure to secure a load statute.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>Kagi</i>
2622	<i>Modifying concealed pistol license provisions.</i>	Creates reciprocity of concealed pistol licenses as long as the licensed person is 21 years or older.	<b>Status:</b> House 2nd Reading <b>Sponsor:</b> <i>Blake</i>
2654 S	<i>Prohibiting sex offender treatment by treatment providers who are sex offenders.</i>	Adds Level I and II sex offenders whose treatment must be from a certified sex offender treater. Adds that treaters cannot have been convicted of a sex offense to treat others.	<b>Status:</b> Senate Human Services & Corrections <b>Sponsor:</b> <i>Darnelle</i>
2699 6460	<i>Increasing penalties for crimes committed with sexual motivation.</i>	A crime including sexual motivation will now have enhanced sentences. Two years are added to Class A sentences. 18 months added to sentences for Class B felonies. One year added to Class C felonies.	<b>Status:</b> House Appropriations <b>Sponsor:</b> <i>O'Brien</i>
2700 6410	<i>Revising provisions relating to community protection zones.</i>	Repeals part of community protection zone statute. Some sections of the 2005 law supersede and preempt all rules, regulations, codes, statutes, ordinances of all cities, counties, etc.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>O'Brien</i>
2701 S 6406	<i>Including assault of a child in the second degree in the list of two-strike offenses.</i>	Adds assault of a child 2 to the list of persistent offender crimes.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>O'Brien</i>
2747 S 6320	<i>Revising the model policy for disclosure of sex offender information.</i>	Requires WASPC, when funded, to convene a sex offender model policy work group. Work group is to provide guidelines for registration, community notification, and strategies for sex offender management.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>Lovick</i>
2748	<i>Expanding the collection of biological samples for criminal investigations.</i>	Every adult or juvenile convicted of crime will have biological sample collected for DNA purposes.	<b>Status:</b> House Appropriations <b>Sponsor:</b> <i>Miloscia</i>

Bill Number & Companion	Title	Description	Status & Sponsor
2762 6717	<i>Extending the joint task force on criminal background check processes.</i>	Extends the joint task force on criminal background check processes.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>Dickerson</i>
2763 6719	<i>Ratifying the crime prevention and privacy compact.</i>	Creates the crime prevention and privacy compact. Purpose is to provide a legal framework for a cooperative federal-state system for the interstate and federal-state exchange of criminal history records for noncriminal justice uses.	<b>Status:</b> House Appropriations <b>Sponsor:</b> <i>Dickerson</i>
2790 S	<i>Providing advisory sentencing guidelines.</i>	Offenders convicted of a violent crime, upper limit of standard sentencing range will be advisory only. Prosecutor must assert statutory aggravating factor. Court shall consider the risk assessment by DOC and other materials in determining the sentence.	<b>Status:</b> House Appropriations <b>Sponsor:</b> <i>Rodne</i>
2805 2S	<i>Expanding provisions relating to missing persons.</i>	Convene a committee to coordinate the use of science and technology to better identify missing persons and to improve communication.	<b>Status:</b> House Passed Third Reading <b>Sponsor:</b> <i>O'Brien</i>
2825	<i>Revising provisions relating to deferred disposition of juveniles.</i>	Adds condition that removes eligibility for deferred disposition of juveniles. New condition is possession or control of a firearm at any school, transportation, or facilities.	<b>Status:</b> Senate Human Services & Corrections <b>Sponsor:</b> <i>Lovick</i>
2848 S	<i>Protecting confidentiality of domestic violence information.</i>	Provides privilege communication protection for domestic violence victims and advocates.	<b>Status:</b> House Second Reading <b>Sponsor:</b> <i>Lantz</i>
2893 S	<i>Concerning restrictions on granting a sex offender visitation under a parenting plan.</i>	Alters restrictions regarding visitation with convicted sex offenders. Allows parent residing with a convicted or adjudicated person and the other parent agrees that contact with the parent in the presence of the convicted person.	<b>Status:</b> House Rules C <b>Sponsor:</b> <i>Simpson</i>
2983 6576	<i>Clarifying procedures for forwarding sex offender information.</i>	Requires county sheriff to forward sex offender's risk level to WA State Patrol who is required to forward necessary to operate the registered sex offender register.	<b>Status:</b> Senate Human Services & Corrections <b>Sponsor:</b> <i>O'Brien</i>
2992 S	<i>Notifying parents, guardians, and custodians when a juvenile is taken into custody.</i>	Law enforcement required to notify parents of juvenile who has been taken into custody.	<b>Status:</b> House Rules C <b>Sponsor:</b> <i>Moeller</i>
2996 S	<i>Creating a pilot program concerning trauma mitigation for children.</i>	Creates a pilot program administered by DSHS for child trauma mitigation services.	<b>Status:</b> House Appropriations <b>Sponsor:</b> <i>Walsh</i>
3057 6653	<i>Modifying address confidentiality program provisions.</i>	Modifying address confidentiality program.	<b>Status:</b> House Passed Third Reading <b>Sponsor:</b> <i>Green</i>
3076 S	<i>Changing penalties for driving or physical control of a vehicle under the influence of intoxicating liquor or any drug.</i>	Creates a felony when DUI occurs after three prior offenses within seven years or a prior conviction for vehicular homicide or assault. Class C felony.	<b>Status:</b> House Appropriations <b>Sponsor:</b> <i>Ahern</i>
3118 6720	<i>Revising reporting requirements for criminal history record information.</i>	WSP section is now only of criminal history. The collection of information related to child abuse is removed.	<b>Status:</b> House Rules R <b>Sponsor:</b> <i>O'Brien</i>

Bill Number & Companion	Title	Description	Status & Sponsor
3148 S	<i>Concerning investigations of child abuse.</i>	Clarifies that when child's interests conflicts with parents, the rights of the child shall prevail. When determining whether a child should be placed outside of the home as a result of a child abuse or neglect investigation, the safety of the child shall be the paramount consideration.	<b>Status:</b> House Second Reading <b>Sponsor:</b> <i>Kagi</i>
3153 S	<i>Concerning retention of records regarding child abuse and neglect.</i>	DSHS shall retain records regarding child abuse or neglect that result in a finding of inconclusive or insufficient information, for twenty years. DSHS shall keep indefinitely records of complaints that are founded.	<b>Status:</b> House Appropriations <b>Sponsor:</b> <i>Haler</i>
6144 S	<i>Clarifying the effect of retroactive registration requirements on sex offenders convicted in Washington who leave and then return to the state.</i>	Requires retroactive registration of sex offenders, back to 1990. Applies to sex offenders moving into the state or those who have moved and are now returning to Washington.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Stevens</i>
6172 2S	<i>Strengthening sex offender provisions.</i>	Adds electronic means to communication w/minor for immoral purposes. Sex offenders must report twice a year to sheriff. Rendering criminal assistance includes assisting a sex offender in avoiding discovery/apprehension. Creates crime of seeking employment with children when prohibited. Requires sex offenders to register with national sex offender public registry. Creates crime of tampering with electronic monitoring device. Pilot project created to electronically monitor sex offenders w/o fixed residence.	<b>Status:</b> Senate Passed Third Reading <b>Sponsor:</b> <i>McAuliffe</i>
6182 S 2415 S	<i>Compensating the victims of uninsured and underinsured motorists.</i>	Compensating victims of uninsured and underinsured motorists.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> <i>Berkey</i>
6315 ES	<i>Modifying sex offender provisions.</i>	Requires registration within 3 days of residence; requires electronic monitoring for those without a residence; puts failure to register as seriousness level of V.	<b>Status:</b> House Judiciary <b>Sponsor:</b> <i>Carrell</i>
6319 2S	<i>Changing provisions for sex offender registration.</i>	Requires registration within 72 hours of residence; creates crime of assisting in evasion of registration; puts failure to register as seriousness level II.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Regala</i>
6320 S 2747	<i>Revising the model policy for disclosure of sex offender information.</i>	Requires WASPC, when funded, to convene a sex offender model policy work group. Work group is to provide guidelines for registration, community notification, and strategies for sex offender management.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Regala</i>
6322 S	<i>Relating to electronic monitoring of sex offenders.</i>	Sheriffs to select sex offenders in their county who will be monitored by passive GPS. Null and void if not funded.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Regala</i>
6325 S	<i>Establishing residences for sex offenders.</i>	State may establish residence restrictions and community protection zones for registered sex offenders.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Regala</i>

Bill Number & Companion	Title	Description	Status & Sponsor
6331 S	<i>Concerning unfounded or meritless child abuse or neglect reports.</i>	Defines meritless report of child abuse and prohibits disclosure of such a report. Requires DSHS to purge such reports after a year and provides recourse.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> Carrell
6341 2612	<i>Including failure to secure a load in the first degree as a compensable crime under the crime victims' compensation program.</i>	Creates eligibility for CVC benefits for victims injured or killed by a driver in violation of the failure to secure a load statute.	<b>Status:</b> Senate Rules 2G <b>Sponsor:</b> Prentice
6348	<i>Extending availability of legal aid to undocumented alien victims of domestic violence and human trafficking.</i>	Creates eligibility for civil legal representation for undocumented aliens who are victims of domestic violence, sexual assault, or human trafficking.	<b>Status:</b> Senate Rules 2G <b>Sponsor:</b> Kline
6406 S 2701	<i>Including assault of a child in the second degree in the list of two-strike offenses.</i>	Adds assault of a child 2 to the list of persistent offender crimes.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> Hargrove
6409 ES 2703	<i>Revising provisions relating to sex offender sentencing and disposition alternatives.</i>	Adding SSOSA eligibility requirements. Conviction from a guilty plea must include a voluntary admission of guilt, Alford pleas are not considered to meet the requirement. Same applies to juveniles.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> Hargrove
6460 2S 2699	<i>Increasing penalties for crimes committed with sexual motivation.</i>	A crime including sexual motivation will now have enhanced sentences. Two years are added to Class A sentences. 18 months added to sentences for Class B felonies. One year added to Class C felonies.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> Hargrove
6465 S 2410	<i>Changing provisions relating to sex offenders.</i>	The possession of depictions of a minor engaged in sexually explicit conduct is now classified as a sex offense.	<b>Status:</b> Senate Passed Third Reading <b>Sponsor:</b> McAuliffe
6478 S 2576	<i>Creating sexual assault protection orders.</i>	Creates a sexual assault protection order.	<b>Status:</b> House Judiciary <b>Sponsor:</b> Regala
6479 2454	<i>Revising the privilege for sexual assault advocates.</i>	Privileged communication of sexual assault advocates and victims is clarified by changing language "by" to "between."	<b>Status:</b> House Judiciary <b>Sponsor:</b> Regala
6490	<i>Specifying additional mitigating circumstances allowing departures from sentencing guidelines.</i>	States defendant's offender score over represents the seriousness of criminal history or likelihood of committing future crime.	<b>Status:</b> Senate Rules 2 <b>Sponsor:</b> Rasmussen
6492	<i>Authorizing conversion of legal financial obligations to community restitution.</i>	Converts legal financial obligations to community restitution. Offender must show that circumstances have changed so that offender cannot reasonably comply with the order. Restitution cannot be converted.	<b>Status:</b> Senate Ways & Means <b>Sponsor:</b> Kline
6495	<i>Assigning a seriousness level to selected unranked felonies.</i>	Assigns seriousness level to unranked felonies.	<b>Status:</b> Senate Ways & Means <b>Sponsor:</b> Kline
6496	<i>Requiring that defendants be given notice of the possibility that an exceptional sentence may be imposed.</i>	Judge may give notice that circumstances may warrant a sentence above the standard range. Judge must specify which aggravating circumstances apply.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> Kline

Bill Number & Companion	Title	Description	Status & Sponsor
6497 2948	<i>Revising felony sentence ranges.</i>	Revises felony sentences.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> <i>Kline</i>
6502 S	<i>Creating a statewide automated victim information and notification system.</i>	Creates a statewide automated victim information and notification system. System would include city and county jail reporting.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Roach</i>
6519 S	<i>Requiring sex offenders to verify twice a year that registration information is accurate.</i>	Requires sex offenders required to register to verify information is accurate twice a year. Failure to do so is a per se violation. Failure to register is raised to a class C felony, from a gross misdemeanor.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Benton</i>
6576 2983	<i>Clarifying procedures for forwarding sex offender information.</i>	Alters restrictions regarding visitation with convicted sex offenders. Allows parent residing with a convicted or adjudicated person and the other parent agrees that contact with the parent in the presence of the convicted person.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Hargrove</i>
6579 S	<i>Requiring parents be notified when a juvenile is taken into custody.</i>	Parents have a right to know if their child has been taken into police custody. Requires AOC to convene and chair a work group to review statewide practices, protocols, and policies on police interrogation of juveniles.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> <i>McAuliffe</i>
6580 ES	<i>Creating work groups to evaluate issues relating to juvenile sex offenders and kidnapping offenders in schools.</i>	WASPC shall convene a work group to develop recommendations for statewide process and content for juvenile sex offender and kidnapping offender notification to schools. Report due Nov. 15, 2006.	<b>Status:</b> House Juvenile Justice & Family Law <b>Sponsor:</b> <i>McAuliffe</i>
6622 S	<i>Allowing limited reporting of vulnerable adult abuse investigation results.</i>	Sets procedures for content and method of disclosure of investigation of abuse on vulnerable adults.	<b>Status:</b> Senate Ways & Means <b>Sponsor:</b> <i>Keiser</i>
6652 S	<i>Protecting victims of human trafficking.</i>	Creates a task force on human trafficking from 1/1/06-6/30/11; administered & chaired by CTED's OCVA. Designates state agencies, law enforcement, service providers & other membership. Directed to: measure & evaluate prevention progress; identify programs that provide services; recommend methods to coordinate systems of support & assistance & and oversee state agency efforts; review mandatory reporting laws. 2 reports due 1/2008 & 1/2011. Substitute contains null & void clause.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> <i>Kohl-Welles</i>
6653 3057	<i>Modifying address confidentiality program provisions.</i>		<b>Status:</b> Senate Rules 2 <b>Sponsor:</b> <i>Kastama</i>
6658	<i>Revising experience requirements for licensed mental health counselors.</i>	Allows someone getting their license to be supervised by someone with equivalent required experience, rather than having to be licensed to supervise.	<b>Status:</b> House Health Care <b>Sponsor:</b> <i>Thibaudeau</i>
6685 S 2732	<i>Establishing a council on mentally ill offenders.</i>	Establishes a council within DOC for the mentally ill offender population.	<b>Status:</b> Senate Ways & Means <b>Sponsor:</b> <i>Regala</i>

Bill Number & Companion	Title	Description	Status & Sponsor
6691	<i>Requiring notice to prosecutors when crime victims' records are sought.</i>	Defense attorneys attempting to review rape crisis center records by motion, must also serve the prosecuting attorney with notice when the motion is filed.	<b>Status:</b> Senate Rules 2 <b>Sponsor:</b> <i>Weinstein</i>
6717 S 2762	<i>Extending the joint task force on criminal background check processes.</i>	Extends the joint task force on criminal background check processes.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> <i>Kohl-Welles</i>
6718 3117	<i>Expanding record check requirements for school employees.</i>	Removes language that school employees have regular contact with children to fall under the background check requirement.	<b>Status:</b> Senate Ways & Means <b>Sponsor:</b> <i>Kohl-Welles</i>
6719 2763	<i>Ratifying the crime prevention and privacy compact.</i>	Creates the crime prevention and privacy compact. Purpose is to provide a legal framework for a cooperative federal-state system for the interstate and federal-state exchange of criminal history records for noncriminal justice uses.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> <i>Brandland</i>
6720 3118	<i>Revising reporting requirements for criminal history record information.</i>	WSP section is now only of criminal history. The collection of information related to child abuse is removed.	<b>Status:</b> Senate Second Reading <b>Sponsor:</b> <i>Brandland</i>
6747	<i>Regarding comprehensive safe school plans.</i>	If funding is provided, all schools must have comprehensive safe school plans in place by the beginning of the 2007-2008 school year. Without funding, OSPI is required to adopt rules for timelines for the development and review of comprehensive plans.	<b>Status:</b> Senate Ways & Means <b>Sponsor:</b> <i>Rockefeller</i>
6775 S	<i>Creating the crime of criminal trespass against children.</i>	Provides protection of children from sex offenders by allowing certain entities to remove offenders from the premises. Entities are agencies that provide care, education, or recreation of children.	<b>Status:</b> House Criminal Justice & Corrections <b>Sponsor:</b> <i>Hargrove</i>
6806 S	<i>Establishing the domestic violence hope card study committee.</i>	Requires a study to determine the value and implementation of issuing cards with all necessary information to enforce the protection order. Cards would be issued to every recipient of a DV protection order. Names members and requires committee staff to administer the committee.	<b>Status:</b> House Juvenile Justice & Family Law <b>Sponsor:</b> <i>Esser</i>